(c) whether Government propose to take some measures to ensure finalisation of liquidation proceedings within some time bound schedule to reduce the long pendency of these cases; and

(d) if so, the details thereof and if not reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARAMANGALAM): (a) and (b Yes, Sir. As on 31-12-91 liquidation proceedings of 4,520 Companies were being conducted. The time and effort involved in compiling and furnishing the further details as asked for will not be commensurate with the purpose to be achieved.

(c) and (d) The Companies Act, 1955 does not prescribe any period for finalisation of liquidation proceedings. In most cases liquidation proceedings are under the charge of the respective High Courts who order winding up under Sections 433/439/440 of the Companies Act, 1956. The finalisation of the liquidation proceedings *inter-alia* depends on the size/nature of the company, number of creditors, settlement of the misfeasance cases, investigation of claims of creditors, realisation of assets of the company etc.

Transfer of High Court Judges

39. SHRI VIREN J. SHAH:
SHRI PRAMOD MAHAJAN:

Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to refer to the answer to Unstarred Question 3282 given in the Rajya Sabha on 23rd March, 1992 and state:

(a) the names of Judges transferred (Statewise) from one High Court to another High Court in the year 1991 and so far in the year 1992; and

(b) what are the considerations for which these transfers are made?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARAMANGALAM): (a) and (b) The Government have accepted as a policy, recommendations of the Law Commission, in its 80th Report, that there should be a convention according to which 1/3rd of Judges in each High Court should be from any other State. The Government decided that this may be implemented either by haking initial appointments from outside or by effecting transfers. A beginning in this direction has been made by adopting the policy of having Chief Justices of High Courts from outside. Few initial appointments of puisne Judges from outside High Courts have also been made and transfers of some Judges from one High Court to another have also been made after adopting the policy.

A Statement showing the particulars of Judges appointed/transferred as Chief Justices as well as puisne Judges transferred from one High Court to another with effect from 1.1.91 till date is enclosed.

Statement

Sl. No.	Name of Judge	Appointed/Transferred	
		From	To
1	2	3	4
	S/Shri Justices		
1	P.D. Desai	(CJ) Calcutta	(CJ) Bombay
2	D.J.J. Raju	Kerala	Andhra Pradesh

1	2	3	4
3	M.P. Kenia	Bombay	Allahabad
4	N.P. Singh	Patna	(CJ) Calcutta
5	G.H. Guttal	Bombay	Kerala
6	K.M. Pandey	Allahabad	Madhya Pradesh
7	K. Sukumaran	Kerala	Bombay
8	B.M. Lal	Madhya Pradesh	Allahabad
9	B.C. Basak	Calcutta	(CJ) Patna
10	S.C. Pratap	Bombay	(CJ) Andhra Pradesh
11	Gokal Chand Mital	P&H	(CJ) Delhi
12	Smt. Leila Seth	Delhi	(CJ) Himachal Pradesh
13	U.L. Bhat	Kerala	(CJ) Gauhati
14	M.J. Rao	Andhra Pradesh	(CJ) Kerala
15	B.P. Singh	Karnataka	Patna
16	B.C. Varma	Madhya Pradesh	(CJ) P&H
17	M.K. Mukherjee	Calcutta	(CJ) Allahabad
18	S.P. Bharucha	Bombay	(CJ) Karnataka
19	B.P. Saraf	Gauhati	Bombay

(CJ) : Chief Justice

Creation of All India Judicial Service

40. **SHRI KAMAL MORARKA**: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether Government's attention has been drawn to the article published in the Times of India dated 24th March, 1992 captioned Merits of All India Judicial Service";

(b) if so, Government's reaction thereto;

(c) whether the proposal to create the All India Judicial Service has been considered by the Government;

(d) if so, the decision taken in this regard; and

(e) if the answer to part (c) above be in the negative the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARAMANGALAM): (a) Yes, Sir.

(b) to (e) The question of creation of an All India Judicial Service is being examined.

Memorandum submitted by Guntur Bar Association

41. SHRI SUBRAMANIAN SWAMY:
DR. YELAMANCHILI SIVAJI:

Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether the Guntur Bar Association has submitted a memorandum to